

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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FAIR ISAAC CORPORATION,

Court File No. 16-cv-1054 (WMW/DTS)

Plaintiff,

v.

FEDERAL INSURANCE COMPANY,  
an Indiana corporation, and ACE  
AMERICAN INSURANCE  
COMPANY, a Pennsylvania  
corporation,

**[PROPOSED] ORDER GRANTING  
DEFENDANTS' MOTION TO  
BIFURCATE**

Defendants.

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The above-entitled matter came before the Court on Defendants Federal Insurance Company and ACE American Insurance Company's Motion to Bifurcate. Based upon the parties' submissions, the arguments of counsel, and all of the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. Defendants' Motion to Bifurcate is **GRANTED**. Consistent with the Court's prior orders, trial will be conducted in two phases: a first phase with the jury's determination of liability and actual damages, and a second phase, if necessary, tried only to the Court on FICO's claim for disgorgement damages.

**SO ORDERED:**

Dated: \_\_\_\_\_, 2022

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Magistrate Judge David T. Schultz  
United States District Court